

Wetlands Bureau Decision Report

Decisions Taken
10/04/2004 to 10/10/2004

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2004-00759 ROOS, GERALDINE
JACKSON Unnamed Wetland

Requested Action:

Dredge and fill a total of 20,105 sq. ft. including 9,066 sq. ft. to construct a pond, 1,222 sq. ft. to construct a driveway crossing, and 9,817 sq. ft. to stump areas of clear cut forested wetlands to convert to wet meadows as part of field/viewscape creation.

Conservation Commission/Staff Comments:

Inspected and filed a report.

Inspection Date: 05/20/2004 by Dori A Wiggin

DENY PERMIT-INSUFFICIENT & UNTIMELY RESP:

Dredge and fill a total of 20,105 sq. ft. including 9,066 sq. ft. to construct a pond, 1,222 sq. ft. to construct a driveway crossing, and 9,817 sq. ft. to stump areas of clear cut forested wetlands to convert to wet meadows as part of field/viewscape creation.

With Findings:

1. A request for additional information dated May 28, 2004, addressed to the applicant or agent of record, clearly identified changes made to RSA 482-A:3 in 2003, requiring the applicant to submit additional information to DES within 120 days of the request.
2. Pursuant to RSA 482-A, XIV(b), if the requested additional information is not received by DES within 120 days of the request, DES shall deny the application.
3. DES did not receive the requested additional information, specifically the outstanding fee of \$1,103.90, within the 120 days.
4. This project, exclusive of the pond construction, classifies as a minor project, per Administrative Rule Wt 303.03(f) projects involving impact to less than 20,000 square feet of non-tidal wetlands in the aggregate.
5. Upon review, DES finds that there is no demonstrated need, per the requirements of administrative rule Wt 302.04(a)(1), to stump and convert existing clear cut forested wetland areas into wet meadow, to create a field viewscape to the Presidential mountain range. The majority of the proposed field area is upland and provides for field and viewscape without further impacts to wetlands. Conversion of one wetland type to another does not represent need.
6. Further, DES finds that the proposal to stump and convert existing clear cut forested wetland areas into wet meadows does not represent avoidance and minimization, nor the least impacting alternative, as required by Wt 302.03, and Wt 302.04(a)(2), respectively. If the upland area is stumped for a field area, the remaining stumps in the clear cut wetland area provide function in their existing state, and have the potential to revegetate and provide diversity and cover, rather than moving toward a monoculture field environment. Further, the stump root systems provide stability to erodable soils, which is a significant concern given the highly erodable soil type on this site.
7. Per administrative rule Wt 302.04(d)(1)
the department shall not grant a permit if there is a practible alternative that would have less adverse impact on the environments under the department's jurisdiction.
8. Per administrative rule Wt 302.04(d)(3),
the department shall not grant a permit if the project will cause random or unnecessary destruction of wetlands.

2004-01583 AIKENS JR, PETER
RYE Parsons Creek

Requested Action:

Approve after-the-fact request to retain 150 sq. ft. within tidal waters for the construction of an 85 sq. ft. fixed pier with a 2 ft. x 8 ft. ramp to a 4 ft. x 12 ft. float and installation of a 2 inch PVC water intake pipe for commercial uses. Total dock length is 17 ft., providing one boat slip on 628 ft. of frontage. Approve after-the-fact request to retain 266 sq. ft. within the developed upland tidal

buffer zone for the placement of two walk-in freezers and installation of a flagpole. Relocate an existing dumpster from approximately 5 ft. from highest observable tide line to approximately 28 ft. from highest observable tide line.

Inspection Date: 06/07/2004 by David A Price

APPROVE AFTER THE FACT:

Approve after-the-fact request to retain 150 sq. ft. within tidal waters for the construction of an 85 sq. ft. fixed pier with a 2 ft. x 8 ft. ramp to a 4 ft. x 12 ft. float and installation of a 2 inch PVC water intake pipe for commercial uses. Total dock length is 17 ft., providing one boat slip on 628 ft. of frontage. Approve after-the-fact request to retain 266 sq. ft. within the developed upland tidal buffer zone for the placement of two walk-in freezers and installation of a flagpole. Relocate an existing dumpster from approximately 5 ft. from highest observable tide line to approximately 28 ft. from highest observable tide line.

With Conditions:

1. All work shall be in accordance with plans by Millette, Sprague & Colwell, Inc. dated June 23, 2004, as received by the Department on July 12, 2004.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. This permit shall not be effective until recorded at the Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau
4. The float of this structure shall be constructed with rails to prevent it from sitting directly on the mud at low tide.
5. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
6. Further enforcement action may follow, under separate cover, relating to above referenced work.

With Findings:

1. This project is classified as a major impact project per Wt 303.02(a), projects within tidal wetlands.
2. On January 9, 2004, DES approved a wetlands permit (DES File #2003-2748) for work on the property within DES Wetlands Bureau jurisdiction to impact 6,664 sq. ft. of previously developed upland tidal buffer zone for the removal of an existing failed septic system and installation of a new septic system. According to the after-the-fact application submitted to DES by Millette, Sprague & Colwell, Inc., the dock, one of the walk-in freezers, and the 2 inch PVC intake pipe were built during the construction of the new septic system.
3. Public hearing is waived based on DES staff field inspection on June 7, 2004 with the finding that the project impacts will not significantly impair the resources of this estuarine wetland ecosystem and previously developed upland tidal buffer zone.
4. On July 6, 2004, DES received a letter from the Pease Development Authority Division of Ports and Harbors stating that they examined the proposed site and found that the structure (dock) has no effect on safe navigation in the area.
5. This dock is consistent with other tidal dock approvals in the seacoast and would have been approvable if applied for properly. The structures within the tidal buffer zone would have been approvable if applied for properly.

**2004-01891 BOOTHBY, CHRISTOPHER
MEREDITH Lake Winnepesaukee**

Requested Action:

Dredge 25 cubic yards from 690 sqft of lakebed in two existing boatslips in Lake Winnepesaukee, Meredith.

Conservation Commission/Staff Comments:

Con. Com. has no objection to project but questions disposal of dredged material.

APPROVE PERMIT:

Dredge 25 cubic yards from 690 sqft of lakebed in two existing boatslips in Lake Winnepesaukee, Meredith.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated August 8, 2004, as received by the Department on August 21, 2004.
2. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
5. Work shall not interfere with navigation of the channel.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(g), dredge of more than 20 cu yd of material from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. DES Staff conducted a field inspection of the proposed project on September 28, 2004. Field inspection determined the need for the dredge.
5. The public hearing is waived with the finding that the project impacts will not significantly impair the resources Lake Winnepesaukee.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

**2003-02471 WILKES BROTHERS DEVELOPMENT
WESTMORELAND Unnamed Stream**

Requested Action:

Dredge and fill approximately 11,775 square feet (725 sq ft of temporary impacts included) to culvert 199 linear feet of a seasonal stream channel to complete final grading and access to developable uplands.

Conservation Commission/Staff Comments:

An onsite meeting on October 30, 2003, was conducted with applicant and Conservation Commission members to discuss the project and classification type.

Inspection Date: 12/01/2003 by Jeffrey D Blecharczyk

APPROVE AMENDMENT:

Dredge and fill approximately 11,775 square feet (725 sq ft of temporary impacts included) to culvert 199 linear feet of a seasonal stream channel to complete final grading and access to developable uplands. Dredge and fill approximately 1,580 square feet (250 sq ft of temporary impacts included) to install a 50 foot culvert in a seasonal stream channel

With Conditions:

1. All work shall be in accordance with plans by Lawrence Septic Design dated November 15, 2003, as received by the Department on January 2, 2004, and revised plans dated June 25, 2004, as received by the Department on July 29, 2004.
2. Work shall be done during low flow.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
5. Proper headwalls shall be constructed within seven days of culvert installation.
6. Culvert outlets shall be properly rip rapped.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of less than 200 linear feet of a nontidal seasonal stream channel.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on October 30, 2003. Field inspection determined wetlands previously disturbed presence of junk cars, associated construction debris.
6. The existing seasonal drainage is influenced by roadside drainage.
7. The Department has determined the proposed removal of debris and culverting of the existing seasonal drainage will not have an adverse impact on the environment.

2004-00012 STEWARTSTOWN, TOWN OF
STEWARTSTOWN Bishop Brook

Requested Action:

Dredge and fill 1,440 square feet in an unnamed tributary to Bishop Brook to upgrade and replace the Creampoke Road Bridge. Work to include removal of existing bridge crossing and installation of a 36 foot long bottomless arch culvert.

Conservation Commission/Staff Comments:

NHF&G has documented a sensitive species of concern in the vicinity of this project, and requests construction activities are restricted during May-August.

APPROVE PERMIT:

Dredge and fill 1,440 square feet in an unnamed tributary to Bishop Brook to upgrade and replace the Creampoke Road Bridge. Work to include removal of existing bridge crossing and installation of a 36 foot long bottomless arch culvert.

With Conditions:

1. All work shall be in accordance with plan sheets 1-3 of 4 by Horizons Engineering, P.L.L.C. dated August 2004, as received by the Department on September 3, 2004, and proposed construction sequence dated September 29, 2004, as received by the Department on October 1, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. The Town shall obtain temporary construction easements from affected landowners outside of the existing road right-of-way and shall supply copies of the recorded easements to DES Wetlands File No. 2004-00012 prior to construction.
4. The applicant shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.

5. Work shall be done during annual low flow conditions.
6. No work shall proceed during May-August without consultation with the NH Department of Fish and Game and the Wetlands Bureau.
7. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. There shall be no excavation or operation of construction equipment in flowing water.
10. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), alteration of less than 200 linear feet of nontidal perennial stream channel.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The Department has determined the proposed project design will not adversely impact the environment.

2004-00361 BACON, CHARLES
ENFIELD Crystal Lake

Requested Action:

Replace two 4 ft x 16 ft seasonal piers with two 4 ft x 20 ft seasonal piers connected in a "U" configuration by an existing 4 ft x 16 ft walkway on 165 ft of frontage on Crystal Lake in Enfield.

APPROVE PERMIT:

Replace two 4 ft x 16 ft seasonal piers with two 4 ft x 20 ft seasonal piers connected in a "U" configuration by an existing 4 ft x 16 ft walkway on 165 ft of frontage on Crystal Lake in Enfield.

With Conditions:

1. All work shall be in accordance with plans by Charles Bacon as received by the Department on March 4, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. These shall be the only docking structures on this water frontage and all portions of these structures shall be at least 20 ft from abutting property lines or the imaginary extension of those lines into the water.
5. The seasonal piers shall be removed from the lake for the non-boating season.
6. No portion of the piers shall extend more than 20 feet from the shoreline at full lake elevation.
7. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that the information included in the application does not completely or accurately depict the conditions on the frontage.

8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minor impact project per Rule Wt 303.03(d), modification of a 3-slip docking facility.
2. On August 9, 2004, the Applicant submitted documentation that no portion of the existing dwelling on the property is located over public submerged lands.
3. The application states that the Applicant has 165 ft of frontage along Crystal Lake, in Enfield.
4. A maximum of 3 slips may be permitted on 165 ft of frontage per Rule Wt 402.14, Frontage Over 75'.
5. The modified docking facility will provide no more than 3 slips as defined per RSA 482-A:2, VIII, and therefore meets the requirements of Rule Wt 402.14.

2004-01057 GIBBONS, ROBERT
MEREDITH Lake Winnepesaukee

Requested Action:

Appellant requests reconsideration of decision to approve impacts for the dredging of the existing boatslips adjacent to the boathouse based on speculation of impacts to access the site.

Conservation Commission/Staff Comments:

Con Com has no objections to proposed project.

DENY RECONSIDERATION:

Reconsider and re-affirm the approval of the permit to: Dredge 332 sqft from one side of a boathouse and 256 sqft from the other side for a total 17 cy from 588 sqft in Lake Winnepesaukee, Meredith.

With Findings:

Grounds for Reconsideration

1. The Appellant alleges that the Applicant will dredge beyond the permitted footprint to complete the project.

Findings of Fact

2. The Applicant's original application was to remove one rock from the waterbody. This rock was not in a boatslip.
3. The Applicant submitted an amended plan to dredge the boatslips adjacent to the boathouse and removed the reference to dredging the rock from the plan.
4. The permit issued is only for work adjacent to the boathouse. No other work was permitted for dredge outside the approved footprint.

Rulings in Support of the Decision

5. The Appellant has not submitted any information to the file regarding the approved project.
6. The proposed dredge will not add any boat slips to the frontage.
7. The Bureau re-affirms it's original findings in support of issuing the permit.

2004-01261 THOMAS, PATRICE
LACONIA Lake Winnepesaukee

Requested Action:

Repair an existing 6 ft by 30 ft crib supported dock connected to an existing 6 ft by 30 ft crib supported dock by an 8 ft by 22 ft walkway, repair the existing permanent roof over the center slip, and retain the boatlift in the center slip on 63 ft of frontage on

Lake Winnepesaukee, Laconia.

Conservation Commission/Staff Comments:
Con Com signed Exp Application

APPROVE PERMIT:

Repair an existing 6 ft by 30 ft crib supported dock connected to an existing 6 ft by 30 ft crib supported dock by an 8 ft by 22 ft walkway, repair the existing permanent roof over the center slip, and retain the boatlift in the center slip on 63 ft of frontage on Lake Winnepesaukee, Laconia.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on August 26, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
5. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
7. Repair shall maintain existing size, location and configuration.
8. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v).

2004-01308
SANDWICH

BATES, GEORGE

Requested Action:

Impact approximately 150 square feet of the Whiteface River bed and banks to stabilize 30 linear feet of bank utilizing stream restoration techniques, dredge to remove large stump from the center of the channel and place on the bank and cut existing log causing scour at the base leaving the roots.

Conservation Commission/Staff Comments:

The conservation commission did not comment on the proposed application however, the chair of the conservation commission attended the site inspection and was supportive of the proposed concept.

APPROVE PERMIT:

Impact approximately 150 square feet of the Whiteface River bed and banks to stabilize 30 linear feet of bank utilizing stream restoration techniques, dredge to remove large stump from the center of the channel and place on the bank and cut existing log causing scour at the base leaving the roots.

With Conditions:

1. All work shall be in accordance with plans by RJA dated September 17, 2004, as received by the Department on September 20, 2004 and the narrative dated September 17, 2004 as received by the Department on September 20 and narrative received via e-mail September 30, 2004.
2. The applicant shall notify in writing the DES Wetlands Bureau, the Conservation Commission of their intention to commence construction no less than five (5) business days prior to the commencement of construction.
3. Work shall be done during low flow.
4. Work shall be done during annual low flow conditions and during the months of May through September. No in-stream work shall occur after October 1 unless a waiver of this condition is issued by the DES Wetlands Bureau in consultation with the NH Department of Fish and Game.
5. Appropriate siltation/erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
7. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the watercourse. In-stream work shall not exceed five consecutive days in total unless specifically authorized in writing by the Wetlands Bureau.
8. Precautions shall be taken within riparian areas to limit unnecessary removal of vegetation for access.
9. The Permittee shall monitor the weather and will not commence work within flowing water when rain is in the forecast.
10. Work shall be conducted in a manner so as to minimize turbidity and sedimentation.
11. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid prior to entering jurisdictional areas. Faulty equipment shall be repaired prior to entering jurisdictional areas.
12. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
13. Construction Equipment shall not enter flowing waters.
14. Dewatering of work areas or of dredge materials, if required, shall be conducted in a manner so as to prevent turbidity.
15. Banks shall be restored to their original grades and to a stable condition within three days of completion of construction.
16. Areas from which vegetation has been cleared to gain access to the site shall be replanted with like native species.
17. The applicant shall notify DES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
18. A post-construction report documenting the status of the restored streambed and banks, including photographic documentation shall be submitted to the Wetlands Bureau and the Conservation Commission within 60 days of the completion of construction.
19. The permittee or a designee shall conduct a follow-up inspection the July following the completion of construction, to review the success of the stabilization effort and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by August 1 of that year. Similar inspections, reports and remedial actions shall be undertaken for the second and third years.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l), projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on September 10, 2004. Field inspection determined the proposed project is needed to protect the existing roadway. There is a log and a stump in the channel which are contributing to the bank erosion.
6. DES has consulted with NH Fish and Game and the Whiteface River has a native population of Brook Trout.
7. The proposal will be monitored by the permittee or a designee and is designed to improve fish habitat as well as protect the roadway.
8. The Chair of the Sandwich Conservation Commission attended the site inspection and was supportive of the proposal.

2004-01488 LAPRADE, ANDRE
BARRINGTON Unnamed Wetland

Requested Action:

Fill approximately 3,405 square feet of palustrine forested wetlands to construct a roadway to provide access to a 17-lot residential subdivision on approximately 46.91 acres. Impact approximately 60 square feet within the bed and banks of an existing pond to install two dry hydrant intake pipes for fire protection.

Conservation Commission/Staff Comments:

No comments received from the Barrington Conservation Commission.

APPROVE PERMIT:

Fill approximately 3,405 square feet of palustrine forested wetlands to construct a roadway to provide access to a 17-lot residential subdivision on approximately 46.91 acres. Impact approximately 60 square feet within the bed and banks of an existing pond to install two dry hydrant intake pipes for fire protection.

With Conditions:

1. All work shall be in accordance with the following plans by TF Moran, Inc.:
 - a) The Overall Subdivision Plan (Sheet 3 of 51), the Subdivision Plan (Sheets 4 - 7 of 51), the Topographic Subdivision Plan (Sheets 8 - 11 of 51), the Easement Plan (Sheets 12 - 15 of 51), the Roadway Grading, Drainage and Erosion Control Plan (Sheets 25 - 27 of 51), the Wetland Impact Plan (Sheets 29 - 30 of 51), and the Detail Sheet (Sheet 46 of 51) dated June 1, 2004, as received by the Department on September 15, 2004;
 - b) The Detail Sheets (Sheets 47 - 51 of 51) dated June 1, 2004 and revised August 3, 2004; and
 - c) The Roadway Grading, Drainage, and Erosion Control Plan (Sheet 24 of 51) and the Wetland Impact Plan (Sheet 28 of 51) dated June 1, 2004 and revised September 30, 2004, as received by the Department on October 7, 2004.
2. This permit is contingent on approval by the DES Dam Safety Program.
3. This permit is contingent on approval by the DES Site Specific Program.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #5 of this approval.
7. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
8. At least 48 hours prior to the start of construction, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the DES Office in Concord, N.H. to review the conditions of this wetlands permit and the NHDES Site Specific Permit. It shall be the responsibility of the permittee to schedule the pre-construction meeting, and the meeting shall be attended by the permittee, his/her professional engineer(s), wetlands scientist(s), and the contractor(s) responsible for performing the work.
9. At least seven days prior to the start of construction the permittee shall notify in writing the NHDES Wetlands Bureau and the Barrington Conservation Commission of the date project construction is proposed to begin.
10. Work shall be conducted during low flow conditions.
11. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
12. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
13. Appropriate turbidity controls shall be installed prior to dry hydrant installation, shall be maintained during dry hydrant installation such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
14. Prior to commencing work within surface waters, a temporary cofferdam shall be constructed to isolate the work area from the surface waters.
15. Temporary cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a temporary cofferdam is fully effective, confined work can proceed without restriction.
16. Temporary cofferdams shall be entirely removed immediately following construction.
17. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or

other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.

18. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.

19. Proper headwalls shall be constructed within seven days of culvert installation.

20. Stone aprons shall be installed at culvert outlets, where appropriate, to dissipate flow velocities and prevent scour and erosion.

21. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.

22. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

23. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

24. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

25. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. The project is categorized as a Minor Impact Project, per Administrative Rule Wt 303.03(h), as the project involves less than 20,000 square feet of alteration in nontidal wetlands and surface waters.

2. The need for the proposed jurisdictional impacts has been demonstrated by the applicant per Rule Wt 302.01.

3. The applicant has provided evidence which demonstrates that the proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.

5. The applicant has addressed the subdivision plan requirements of Rule Wt 304.09(a).

2004-01622 SIVIC / VICSI 2003 REVOC TRUST
NEW LONDON Big Lake Sunapee

Requested Action:

Permanently remove an existing 4 ft x 32 ft seasonal dock and replace with a 6 ft x 71 ft seasonal dock and install a seasonal boatlift on an average of 135 ft of frontage on Lake Sunapee, New London.

Conservation Commission/Staff Comments:

Con. Com. did not comment on project. Applicant stated that Con. Com. understood why the dock was required.

APPROVE PERMIT:

Permanently remove an existing 4 ft x 32 ft seasonal dock and replace with a 6 ft x 71 ft seasonal dock and install a seasonal boatlift on an average of 135 ft of frontage on Lake Sunapee, New London.

With Conditions:

1. All work shall be in accordance with plans by David Bates dated July 5, 2004, as received by the Department on July 15, 2004.

2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.

5. The existing seasonal dock shall be completely removed and placed outside of the jurisdiction of the DES Wetlands Bureau prior to new construction.

6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning

- seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
 8. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
 9. Seasonal structures shall be removed from the lake for the non-boating season.
 10. No portion of the pier shall extend more than 71 feet from the shoreline at full lake elevation.
 11. The pier shall be permanently removed if a navigational hazard results from the excessive length.
 12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), installation of a 2-slip seasonal dock of non-conforming length.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Marine Patrol stated that the proposed 71 ft seasonal dock would not pose a navigational hazard.

MINIMUM IMPACT PROJECT

2003-00764 H & F CONSTRUCTION, GERALD HOLMBERG
WOLFEBORO Unnamed Wetland

Requested Action:

Dredge and fill 1765 square feet and install two 24-inch x 25 foot culverts for driveway access to a single family building location.

Conservation Commission/Staff Comments:

The conservation commission has not commented on this project.

APPROVE AMENDMENT:

Dredge and fill 1765 square feet and install two 24-inch x 25 foot culverts for driveway access to a single family building location.

With Conditions:

1. All work shall be in accordance with plans by Fernstone Associates dated July 1, 2004, as received by the Department on September 3, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. Culvert inverts shall be laid at grade.
8. Culvert outlets have a riprap apron if appropriate.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface

waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f) Projects involving alteration of less than 3000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k), provided that no previous department permit has placed restrictions on the property of the applicant.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has reduced the length of the driveway to less than 150 feet to comply with fire codes.

2003-02616 DESERRES, RAOUL
SEABROOK Unnamed Wetland

Requested Action:

Fill 3,050 sq. ft. of wetland for the construction of a driveway and installation of culverts to access buildable upland for construction of a garage to be built in the upland. Wetland restoration on the parcel is addressed under separate cover under NHDES Wetlands Bureau File #1999-1233.

Inspection Date: 07/01/1999 by Dori A Wiggin

Inspection Date: 10/15/2003 by David A Price

APPROVE PERMIT:

Fill 3,050 sq. ft. of wetland for the construction of a driveway and installation of culverts to access buildable upland for construction of a garage to be built in the upland. Wetland restoration on the parcel is addressed under separate cover under NHDES Wetlands Bureau File #1999-1233.

With Conditions:

1. All work shall be in accordance with plans by Parker Survey & Engineering dated September 26, 2003 with revisions dated September 28, 2004, as received by the Department on September 30, 2004.
2. This permit is contingent upon completion of wetland restoration addressed under separate cover under NHDES Wetlands Bureau File #1999-1233.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. Any further alteration of wetlands on this property will require a new application and further permitting by Department of Environmental Services ("DES") Wetlands Bureau.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Wetland boundaries at or near the impact areas are to be clearly marked prior to the start of clearing or construction.

2004-00819 NASSAR INVESTMENT TRUST
WINDHAM Unnamed Wetland

Requested Action:

Fill approximately 749 square feet within palustrine forested wetlands and within the bed and banks of an intermittent stream to install a 24-inch x 20-foot culvert and construct a driveway to provide access to a single-family building lot.

Conservation Commission/Staff Comments:

In a letter to the DES Wetlands Bureau dated June 2, 2004 the Windham Conservation Commission stated that it did not object to the application.

APPROVE PERMIT:

Fill approximately 749 square feet within palustrine forested wetlands and within the bed and banks of an intermittent stream to install a 24-inch x 20-foot culvert and construct a driveway to provide access to a single-family building lot.

With Conditions:

1. All work shall be in accordance with the Driveway Plan by Edward N. Herbert Assoc. Inc. dated July 2004, as received by the Department on September 28, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. No work within the Department's jurisdiction shall occur on abutting Lot C-135 (Windham Tax Map 13).
5. Work shall be conducted during low flow conditions.
6. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
7. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Stone aprons shall be installed at culvert outlets, where appropriate, to dissipate flow velocities and prevent scour and erosion.
11. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
12. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
15. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
16. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. The project is categorized as a Minimum Impact Project per Administrative Rule Wt 303.04(z), as the project involves installation of a culvert and associated fill, with jurisdictional impacts totaling less than 3,000 square feet, for vehicular access to a single-family building lot.
2. On February 14, 1997 the DES Wetlands Bureau issued Wetlands and Non-Site Specific Permit No. 1997-00069 authorizing wetlands and surface waters impacts associated with construction of a 25-lot residential subdivision. As part of the subdivision, a 15-foot driveway easement located between Lots C-134 and C-135 (Windham Tax Map 13) was established to provide future access to former Lot C-1 (Windham Tax Map 13).
3. On November 13, 1998 the DES Wetlands Bureau issued Wetlands and Non-Site Specific Permit No. 1998-01603 authorizing approximately 750 square feet of wetlands fill to construct a driveway within the above-referenced driveway easement to provide access to former Lot C-1.
4. In a letter to the DES Wetlands Bureau dated September 16, 2003 the owner of Lot C-1 indicated that he intended to let Wetlands and Non-Site Specific Permit No. 1998-01603 expire without constructing the driveway and filling wetlands, as authorized by the permit.

5. On May 5, 2004 the DES Wetlands Bureau received a Standard Dredge and Fill Application requesting approximately 750 square feet of wetlands fill to construct a driveway to access Lot C-11 (formerly Lot C-1). Construction of the driveway will occur primarily within the above-referenced 15-foot driveway easement located between Lots C-134 and C-135. Portions of the driveway will, however, be constructed on Lot C-134.
6. The applicant has received written permission from the owners of Lot C-134 (Windham Tax Map 13), in accordance with Rule Wt 304.04(a), for proposed work within the Department's jurisdiction on Lot C-134.
7. In a letter to the DES Wetlands Bureau dated June 2, 2004 the Windham Conservation Commission stated that it did not object to the application.
8. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
9. The applicant has provided evidence which demonstrates that the proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.
10. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.

2004-00898 CHLUDZINSKY, MICHAEL
CAMBRIDGE Lake Umbagog

Requested Action:

Repair an existing 12 ft x 16 ft concrete patio in-kind and install a 7 ft x 18 ft seasonal boat lift and canopy on an average of 150 ft of frontage on Lake Umbagog, Cambridge.

Conservation Commission/Staff Comments:

The North County Council did not sign the originaly PBN and did not submit any comment.

APPROVE PERMIT:

Repair an existing 12 ft x 16 ft concrete patio in-kind and install a 7 ft x 18 ft seasonal boat lift and canopy on an average of 150 ft of frontage on Lake Umbagog, Cambridge.

With Conditions:

1. All work shall be in accordance with plans by Michael J. Chlodzinsky dated July 14, 2004, as received by the Department on July 19, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Repair shall maintain existing size, location and configuration.
6. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
10. All removed material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Seasonal structures shall be removed from the lake for the non-boating season.
12. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

13. Work shall be done during low water.
14. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2004-01183 WYRE, DONNA LEE
STRAFFORD Unnamed Wetland

Requested Action:

Approve name change to: Bradford Realty LLC, 56 Bow Lake Estates Rd., Strafford NH 03884 per request received 10/8/2004.

Conservation Commission/Staff Comments:

No comments received from the Strafford Conservation Commission.

APPROVE NAME CHANGE:

Fill approximately 300 square feet within a roadside drainage ditch to construct a shared driveway to provide access to 2 lots within a 5-lot residential subdivision on approximately 13.15 acres.

With Conditions:

1. All work shall be in accordance with the Amended Subdivision Plat by Orvis/Drew, LLC dated March 3, 2004 and revised May 25, 2004, as received by the Department on June 3, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
6. Work shall be conducted during low flow conditions.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. Appropriate erosion, siltation and turbidity controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
10. Proper headwalls shall be constructed within seven days of culvert installation.
11. Stone aprons shall be installed at culvert outlets, where appropriate, to dissipate flow velocities and prevent scour and erosion.
12. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
13. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
14. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2004-01487 RIGGS, STEVEN
NEW IPSWICH Unnamed Pond

Requested Action:

Construct a 1 foot high inlet structure, and increase the existing pond approximately 1,000 square feet and dredge approximately 2,000 square feet of a second pond located adjacent to Greenville road.

Conservation Commission/Staff Comments:

Conservation Commission approves of the proposed project.

APPROVE PERMIT:

Construct a 1 foot high inlet structure, and increase the existing pond approximately 1,000 square feet and dredge approximately 2,000 square feet of a second pond located adjacent to Greenville road.

With Conditions:

1. All work shall be in accordance with plans by the applicant dated July 14, 2004, as received by the Department on July 16, 2004 and project amendment dated September 14, 2004 as received by the Department on September 20, 2004.
2. Installation of the inlet structure shall not adversely impact the upstream properties.
3. Work shall be done during low or non flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(p), expansion of an existing pond.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-01628 GUIMONT, DONNA & LINDA COUTURE
BELMONT Tributary To Winnisquam Lake

Requested Action:

Applicant requests to retain an existing 4 ft x 16 ft seasonal wharf with a 4 ft x 8 ft seasonal walkway on an average of 51 ft of frontage on Lake Winnisquam, Belmont.

Conservation Commission/Staff Comments:

Con. Com. did not comment on project.

APPROVE AFTER THE FACT:

Retain an existing 4 ft x 16 ft seasonal wharf with a 4 ft x 8 ft seasonal walkway on an average of 51 ft of frontage on Lake Winnisquam, Belmont.

With Conditions:

1. All work shall be in accordance with plans by Donna Guimont & Linda Couture dated August 19, 2004, as received by the

Department on August 25, 2004.

2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. This letter shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered letter shall be submitted to the DES Wetlands Bureau once recorded.
4. This shall be the only structure on this water frontage and all portions of the dock shall be at least 10 ft. from abutting property lines or the imaginary extension of those lines into the water per agreement.
5. Seasonal wharf shall be removed from the lake for the non-boating season.
6. No portion of the wharf shall extend more than 8 feet from the shoreline at full lake elevation.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), construction of a seasonal wharf.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. This application was reviewed in accordance with Wt 204.06, After-the-Fact applications.

2004-01634 WEEKS, WILLIAM
NEWBURY Lake Todd

Requested Action:

Permanently remove sand placed over the bank from approximately 300 sqft, construct a 92 sqft deck over the bank on Lake Todd, Newbury.

Conservation Commission/Staff Comments:

Con Com does not approved project and recommends restoration.

APPROVE PERMIT:

Permanently remove sand placed over the bank from approximately 300 sqft, construct a 92 sqft deck over the bank on Lake Todd, Newbury.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on September 24, 2004.
2. Area shall be regraded to original contours and revegetation of the previously impacted area following completion of work.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. There shall be no excavation for the installation of the deck other than the support posts or for the removal of the sand.
8. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o).

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The unique configuration of the frontage justifies the need for proposed deck. The deck will limit the amount of erosion on the frontage from foot traffic and allow the applicant to use the frontage.
4. The applicant is removing sand place over the bank and restoring the native vegetation on the frontage.
5. Field inspection by DES personnel on September 15, 2004 determined this project will be less impacting than a perched beach in this location.
6. Fish and Game or Natural Heritage Inventory will not be submitting comments to the file and have no concerns.

2004-01825 PIXTON, THOMAS & BARBARA
TUFTONBORO Lake Winnepesaukee

Requested Action:

Install 3 ft wide steps accessing the water, reset rocks along the shoreline and revegetate 50 linear ft of existing bank on an average of 371 ft of frontage on the Basin, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. did not object to proposed project.

APPROVE PERMIT:

Install 3 ft wide steps accessing the water, reset rocks along the shoreline and revegetate 50 linear ft of existing bank on an average of 371 ft of frontage on the Basin, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Carl R. Johnson, Jr. dated July 30, 2004, revised on October 6, 2004, as received by the Department on October 7, 2004.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Existing rocks along the shoreline which have fallen or relocated due to ice, shall be used for repair during low water conditions. No Additional Rocks.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. All excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
9. The steps installed for access to the water shall be located completely landward of the normal high water line.
10. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of native vegetation shall be used for restoration.
11. Work shall be done during low water.
12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(m), projects that disturb less than 50 linear ft along the shoreline.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-01886 ST CYR, PAUL & KAREN
FRANCESTOWN Unnamed Wetland

Requested Action:

Dredge and fill 2,870 square feet of palustrine emergent and scrub-shrub wetlands (including 49 linear feet of seasonal stream channel) and install a 32.5 foot culvert to provide access to a single family dwelling.

Conservation Commission/Staff Comments:

Conservation Commission approves of the project as designed.

APPROVE PERMIT:

Dredge and fill 2,870 square feet of palustrine emergent and scrub-shrub wetlands (including 49 linear feet of seasonal stream channel) and install a 32.5 foot culvert to provide access to a single family dwelling.

With Conditions:

1. All work shall be in accordance with plans by Chris Danforth dated July 26, 2004, as received by the Department on August 11, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low or non flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
7. No fill shall be done for lot development.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culvert outlets shall be properly rip rapped.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-01990 MAYERS, JAMES & DEBRA
COLEBROOK Unnamed Pond

Requested Action:

Maintenance dredge 5,700 square feet of an existing agricultural pond.

Conservation Commission/Staff Comments:

Did not report.

APPROVE PERMIT:

Maintenance dredge 5,700 square feet of an existing agricultural pond.

With Conditions:

1. All work shall be in accordance with plans by Debra Mayers dated July 26, 2004, as received by the Department on August 23, 2004.
2. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
5. Work shall be done during low flow.
6. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k), maintenance dredging of man made ponds which does not exceed 20,000 square feet.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02013 BURNS, DAVID
BELMONT Lake Winnisquam

Requested Action:

Repair an existing 10 ft 6 in x 18 ft 6 in crib dock and straighten it, repair an existing 11 ft 6 in x 19 ft 6 in boathouse, and repair an existing 10 ft x 31 ft crib wharf by removing 31 sq ft of the existing deck and cribbing to create a 12 ft wide center slip, and repair a 95 linear ft retaining wall in-kind on an average of 125 ft of frontage on Lake Winnisquam, Belmont.

Conservation Commission/Staff Comments:

Con. Com. did not comment on project.

APPROVE PERMIT:

Repair an existing 10 ft 6 in x 18 ft 6 in crib dock and straighten it, repair an existing 11 ft 6 in x 19 ft 6 in boathouse, and repair an existing 10 ft x 31 ft crib wharf by removing 31 sq ft of the existing deck and cribbing to create a 12 ft wide center slip, and repair a 95 linear ft retaining wall in-kind on an average of 125 ft of frontage on Lake Winnisquam, Belmont.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction dated May 25, 2004, as received by the Department on August 25, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall

remain until the area is stabilized.

4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Repair shall maintain existing size, location and configuration.
6. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
8. All removed material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

FORESTRY NOTIFICATION

2004-02273 MITCHNER, RICHARD & CHERYL WHITTIER
DUNBARTON Unnamed Stream

COMPLETE NOTIFICATION:
Dunbarton Tax Map E4, Lot# 1-12

2004-02274 BOURQUE, ANTHONY AND KATHLEEN
PENACOOK Unnamed Stream

COMPLETE NOTIFICATION:
Penacook Tax Map P25, Lot# 21

2004-02275 HOLBROOK, E. ALLEN
RICHMOND Unnamed Stream

COMPLETE NOTIFICATION:
Richmond Tax Map 1B, Lot# 20

2004-02276 EMERSON, DENLEY
SANDWICH Unnamed Stream

COMPLETE NOTIFICATION:
Sandwich Tax Map R11, Lot# 16

**2004-02291 CLEAVES REVOC. TRUST, DOROTHY
WEARE Unnamed Stream**

COMPLETE NOTIFICATION:
Weare Tax Map 410, Lot# 182

**2004-02292 BEAVER BROOK ASSOCIATION
HOLLIS Unnamed Stream**

COMPLETE NOTIFICATION:
Hollis Tax Map 16, Lot# 1

**2004-02293 BEAVER BROOK ASSOCIATION
HOLLIS Unnamed Stream**

COMPLETE NOTIFICATION:
Hollis Tax Map 16, Lot# 1

**2004-02294 MERROW FARM TRUST, HARRY MERROW
CENTER OSS�PEE Unnamed Stream**

COMPLETE NOTIFICATION:
Ctr Ossipee Tax Map 9, Lot# 10

**2004-02295 MERROW FARM TRUST, HARRY MERROW
CENTER OSS�PEE Unnamed Stream**

COMPLETE NOTIFICATION:
Ctr Ossiprr Tax Map 7, Lot# 35

**2004-02296 CREED, CATHERINE
WARNER Unnamed Stream**

COMPLETE NOTIFICATION:
Warner Tax Map 21, Lot# 6

**2004-02314 ABBOTT, JAMIE
RUMNEY Unnamed Stream**

COMPLETE NOTIFICATION:
Rumney Tax Map 1, Lot# 1

**2004-02315 MCKINLEY, PHIL
RUMNEY Unnamed Stream**

COMPLETE NOTIFICATION:

Rumney Tax Map 2, Lot# 31

2004-02316 MONADNOCK PAPER MILLS INC
HANCOCK Unnamed Stream

COMPLETE NOTIFICATION:

Hanover Tax Map R9, Lot# 57

2004-02317 MONADNOCK PAPER MILLS INC
HANCOCK Unnamed Stream

COMPLETE NOTIFICATION:

Hancock Tax Map R16, Lot# 13

2004-02318 MONADNOCK PAPER MILLS INC
BENNINGTON Unnamed Stream

COMPLETE NOTIFICATION:

Bennington Tax Map 9, Lot# 1

2004-02319 MONADNOCK PAPER MILLS INC
BENNINGTON Unnamed Stream

COMPLETE NOTIFICATION:

Bennington Tax Map 9, Lot# 1

2004-02345 BAYROOT LLC, C/O WAGNER FOREST MGMT
ERROL Unnamed Stream

COMPLETE NOTIFICATION:

Errol Tax Map R4, Lot# 1

2004-02346 FEDOR, STEPHEN & ELIZABETH
RICHMOND Unnamed Stream

COMPLETE NOTIFICATION:

Richmond Tax Map 4A, Lot# 24

2004-02347 FIFIELD, JOHN/SUSAN
DEERFIELD Unnamed Stream

COMPLETE NOTIFICATION:

Deerfield Tax Map 419, Lot# 17

EXPEDITED MINIMUM

2004-01709 YOUNG, ALMON
CLARKSVILLE Clarksville Pond Brook

Requested Action:

Fill approximately 100 square feet (including 20 linear feet) of impact to Big Brook to install a 5-foot by 20-foot culvert for driveway access to a single family residential lot of approximately 5.07 acres.

Conservation Commission/Staff Comments:

The Conservation Commission did not sign the Minimum Expedited application.

APPROVE PERMIT:

Fill approximately 100 square feet (including 20 linear feet) of impact to Big Brook to install a 5-foot by 20-foot culvert for driveway access to a single family residential lot of approximately 5.07 acres.

With Conditions:

1. All work shall be in accordance with plans by Kern Dickson dated September 26, 2004, as received by the Department on September 30, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Prior to commencing work on a substructure located within surface waters, a temporary cofferdam shall be constructed to isolate the substructure work area from the surface waters.
6. Temporary cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a temporary cofferdam is fully effective, confined work can proceed without restriction.
7. Temporary cofferdams shall be entirely removed immediately following construction.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), Installation of a culvert, bridge, pole, or rock ford and associated fill to permit vehicular access to a piece of property for a single family building lot or for noncommercial, recreational uses.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-01898 DOMBROWSKI, ROBIN & BARBARA
NOTTINGHAM Unnamed Stream

Requested Action:

Replace failing twin arch metal culverts beneath Mountain Road with two (2) 5-foot culverts to improve public safety.

Conservation Commission/Staff Comments:

The Nottingham Conservation Commission signed the Minimum Impact Expedited Application.

APPROVE PERMIT:

Replace failing twin arch metal culverts beneath Mountain Road with two (2) 5-foot culverts to improve public safety.

With Conditions:

1. All work shall be in accordance with plans by West Environmental, Inc., as received by the Department on September 29, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Prior to commencing work on a substructure located within surface waters, a temporary cofferdam shall be constructed to isolate the substructure work area from the surface waters.
6. Temporary cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a temporary cofferdam is fully effective, confined work can proceed without restriction.
7. Temporary cofferdams shall be entirely removed immediately following construction.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(j), as the project is located within the right-of-way of a public road and does not impact bogs, marshes, sand dunes, tidal wetlands, undisturbed tidal buffer zone or prime wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-01903 CHASE, JAMES & DALE
NOTTINGHAM Unnamed Wetland

Requested Action:

Replace failing 4-foot by 40-foot metal culvert beneath South Summer Street with a 4-foot by 40- foot poly culvert to improve

public safety.

Conservation Commission/Staff Comments:

The Nottingham Conservation Commission signed the Minimum Expedited Application.

APPROVE PERMIT:

Replace failing 4-foot by 40-foot metal culvert beneath South Summer Street with a 4-foot by 40-foot poly culvert to improve public safety.

With Conditions:

1. All work shall be in accordance with plans by West Environmental, Inc., as received by the Department on September 29, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Prior to commencing work on a substructure located within surface waters, a temporary cofferdam shall be constructed to isolate the substructure work area from the surface waters.
6. Temporary cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a temporary cofferdam is fully effective, confined work can proceed without restriction.
7. Temporary cofferdams shall be entirely removed immediately following construction.
8. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(j), as the project is located within the right-of-way of a public road and does not impact bogs, marshes, sand dunes, tidal wetlands, undisturbed tidal buffer zone or prime wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02005 WILDER, BRIAN
DOVER Storm Drainage

Requested Action:

Dredge and fill approximately 45 square feet of road-side drainage to install an 8-inch by 16-foot culvert to extend existing driveway to allow unobstructed passage on public sidewalk.

Conservation Commission/Staff Comments:

The Dover Conservation Commission signed the Minimum Impact.

APPROVE PERMIT:

Dredge and fill approximately 45 square feet of road-side drainage to install an 8-inch by 16-foot culvert to extend existing driveway to allow unobstructed passage on public sidewalk.

With Conditions:

1. All work shall be in accordance with plans by received by the Department on August 25, 2004.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(n) Projects that alter the course of or disturb less than 50 linear feet, measured along the thread of the channel, of an intermittent nontidal stream channel or its banks provided construction is performed during periods of non-flow.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02037 GEDDES, RICHARD
BOW Unnamed Wetland

Requested Action:

Fill 1,300 square feet of palustrine forested wetlands and install a 24" x 38' culvert to provide access to a single family residence.

Conservation Commission/Staff Comments:

On August 31, 2004, the conservation commission requested a hold on the review.
Conservation Commission signed the application September 30, 2004.

APPROVE PERMIT:

Fill 1,300 square feet of palustrine forested wetlands and install a 24" x 38' culvert to provide access to a single family residence.

With Conditions:

1. All work shall be in accordance with plans by Arthur F. Siciliano, Jr. dated September 28, 2004, as received by the Department on October 1, 2004.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low or non flow conditions.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning

- seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
 7. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
 8. No fill shall be done for lot development.
 9. Proper headwalls shall be constructed within seven days of culvert installation.
 10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
 11. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), culvert installation and associated fill for access to a single family residence.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02129 FORD, GLENN
BRISTOL Newfound Lake

Requested Action:

Install a 4 ft x 24 ft seasonal dock on 36 ft of frontage on Newfound Lake, Bristol.

Conservation Commission/Staff Comments:

Con. Com. signed application.

APPROVE PERMIT:

Install a 4 ft x 24 ft seasonal dock on 36 ft of frontage on Newfound Lake, Bristol.

With Conditions:

1. All work shall be in accordance with plans by Glenn Ford, as received by the Department on September 7, 2004.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Seasonal piers shall be removed for the non-boating season.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or

revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

10. This shall be the only structure on this water frontage.

11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), installation of a seasonal pier.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02173 MCCARRON-PERRON, CATHLEEN
DEERFIELD Unnamed Wetland

Requested Action:

Dredge and fill 2,970 sq. ft. and install a 15" x 44' culvert for construction of a roadway crossing for Phase II of a 3-phase subdivision. This phase includes 5 lots on approximately 15.6 acres.

APPROVE PERMIT:

Dredge and fill 2,970 sq. ft. and install a 15" x 44' culvert for construction of a roadway crossing for Phase II of a 3-phase subdivision. This phase includes 5 lots on approximately 15.6 acres.

With Conditions:

1. All work shall be in accordance with plans by H.L. Turner Group dated 8/11/04, as received by the Department on 9/10/04.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
8. No fill shall be done for lot development.
9. No fill shall take place in Atlantic white cedar swamps.
10. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. Work in jurisdiction for Phase III of the subdivision will require submission and review of a new application. With respect to the Phase III crossing closest to Maple Ave. shown on the Brown Engineering Plan dated August 10, 2004, the applicant shall demonstrate greater compliance with administrative rule Wt 302.03, avoidance and minimization, and Wt 302.04(a)(2), least impacting alternative, than is currently depicted on the plan.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(h), alteration of less than 3,000 square feet of swamps or wet meadows.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2004-02332 LATHROP, ALAN
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Repair existing 97 linear ft breakwater with a 87 ft cantilevered pier with a width varying between 7 and 4 ft on an average of 164 ft on Long Island, Lake Winnepesaukee.

APPROVE PERMIT:

Repair existing 97 linear ft breakwater with a 87 ft cantilevered pier with a width varying between 7 and 4 ft on an average of 164 ft on Long Island, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Mason Marine Construction dated August 20, 2004, as received by the Department on September 28, 2004.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit does not allow for maintenance dredging.
4. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
5. Repairs shall maintain existing size, location and configuration.
6. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.
10. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

This project is classified as a minimum impact project per Rule Wt 303.04(v) repair of a legally existing structure.

TRAILS NOTIFICATION

2003-01545 GREATER FRANKLIN TRAILS ASSOCIATION, C/O BECK & BE
FRANKLIN Winnepesaukee River

Conservation Commission/Staff Comments:

No comments received from the Franklin or Northfield Conservation Commissions.

COMPLETE NOTIFICATION:

Franklin/Northfield Tax Map Various, Lot# various

ROADWAY MAINTENANCE NOTIF

2004-02395 NH DEPT OF TRANSPORTATION
SULLIVAN Unnamed Stream

2004-02396 UNITY, TOWN
UNITY Unnamed Stream

2004-02397 DERRY, TOWN OF
DERRY Unnamed Wetland

PERMIT BY NOTIFICATION

2004-01702 CHRISTO TRUST, JEFFREY
FREEDOM Lake Ossipee

Requested Action:

PBN#11, In-kind replacement of a 4-foot by 18-foot seasonal dock on Lake Ossipee with approximately 100 feet of shoreline frontage.

Conservation Commission/Staff Comments:

The Freedom Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#11, In-kind replacement of a 4-foot by 18-foot seasonal dock on Lake Ossipee with approximately 100 feet of shoreline frontage.

2004-02018 BARNARD, MARK & CATHERINE
DEERFIELD Unnamed Wetland

Requested Action:

PBN#1, Dredge and fill approximately 1,938 square feet of forested wetland to install a 12-inch culvert for access to a single family residential lot of approximately 13.25 acres.

Conservation Commission/Staff Comments:

The Deerfield Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#1, Dredge and fill approximately 1,938 square feet of forested wetland to install a 12-inch culvert for access to a single family residential lot of approximately 13.25 acres.

2004-02231 GILFORD, TOWN OF
GILFORD Lake Winnepesaukee

Requested Action:

PBN#11, In-kind replacement of 36 dock support piles and 13 bumper piles on a 181'-10"x8'-2" permanent dock identified as Dock#2 on Lake Winnepesaukee with approximately 180 feet of shoreline frontage.

Conservation Commission/Staff Comments:

The Gilford Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#11, In-kind replacement of 36 dock support piles and 13 bumper piles on a 181'-10"x8'-2" permanent dock identified as Dock#2 on Lake Winnepesaukee with approximately 180 feet of shoreline frontage.

2004-02297 BROWN, ROBERT
NEW LONDON Messer Pond

Requested Action:

PBN#12, In-kind repair/replacement of approximately 8-feet of an existing retaining wall and PBN#13, Replenish 6-foot x 18-foot area with approximately 4 cubic yards of stone on Messer Pond with approximately 285 feet of shoreline frontage.

Conservation Commission/Staff Comments:

The New London Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#12, In-kind repair/replacement of approximately 8-feet of an existing retaining wall and PBN#13, Replenish 6-foot x 18-foot area with approximately 4 cubic yards of stone on Messer Pond with approximately 285 feet of shoreline frontage.

2004-02298 CZUBARUK, KATHLEEN & JOSEPH TURNER
GILFORD Lake Winnepesaukee

Requested Action:

PBN#2, Dredge and fill approximately 455 square feet of forested wetland to install a sewer line from a single family residence to an onsite leach bed.

Conservation Commission/Staff Comments:

The Gilford Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#2, Dredge and fill approximately 455 square feet of forested wetland to install a sewer line from a single family residence to an onsite leach bed.

2004-02299 WIRKKALA, JOHN & MARY
GOSHEN Unnamed Pond

Requested Action:

PBN#3, Maintenance dredge approximately 17,000 square feet of a man-made pond and PBN#13, Replenish approximately 2 cubic yards of an existing beach.

Conservation Commission/Staff Comments:

The Goshen Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#3, Maintenance dredge approximately 17,000 square feet of a man-made pond and PBN#13, Replenish approximately 2 cubic yards of an existing beach.

2004-02302 KROOK, BENJAMIN
BROOKLINE Unnamed Wetland

Requested Action:

PBN#1, Dredge and fill 1,263 square feet of forested/emergent wetland to install a 12-inch by 25-foot culvert for access to a single family residential lot on approximately 1.944 acres.

Conservation Commission/Staff Comments:

The Brookline Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#1, Dredge and fill 1,263 square feet of forested/emergent wetland to install a 12-inch by 25-foot culvert for access to a single family residential lot on approximately 1.944 acres.

2004-02356 LANGONE, JOSEPH
WOLFEBORO Lake Winnepesaukee

Requested Action:

PBN#11, In-kind to repair to existing 8-foot by 45-foot crib dock on Lake Winnepesaukee with approximately 155 feet of shoreline frontage.

Conservation Commission/Staff Comments:

The Wolfeboro Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#11, In-kind to repair to existing 8-foot by 45-foot crib dock on Lake Winnepesaukee with approximately 155 feet of shoreline

frontage.

2004-02358 DONNELLY, BRIAN
WOLFEBORO Lake Winnepesaukee

Requested Action:

The PBN process is not intended for the addition of new pilings.

PBN DISQUALIFIED:

The PBN process is not intended for the addition of new pilings.

2004-02359 MICHAUD-TILLY, CHRISTINE
ALTON Unnamed Wetland

Requested Action:

PBN#2, Temporarily impact 15 square feet of intermittent stream for the installation of utility lines to a single family residential lot on approximately 5.02 acres.

Conservation Commission/Staff Comments:

the Alton Conservation Commission signed the PBN.

PBN IS COMPLETE:

PBN#2, Temporarily impact 15 square feet of intermittent stream for the installation of utility lines to a single family residential lot on approximately 5.02 acres.

2004-02360 WAUSAU PAPERS OF NH
GROVETON Ammonoosuc River

Requested Action:

PBN#5, Construction of a temporary cofferdam for PBN#4, Impact approximately 574 square feet of the Ammonoosuc River for the maintenance of the gates of the Brooklyn Dam.

Conservation Commission/Staff Comments:

The Northumberland Conservation Commission signed the PBN

PBN IS COMPLETE:

PBN#5, Construction of a temporary cofferdam for PBN#4, Impact approximately 574 square feet of the Ammonoosuc River for the maintenance of the gates of the Brooklyn Dam.